

REMARKS

Reconsideration of the final rejection rejecting claims 13 to 15 and 19 to 22 is respectfully requested. The claims, as they presently stand, recite features not shown or suggested in the prior art.

For example, claims 13 to 15 and 19 to 22 have been finally rejected as unpatentable over Dalstra in view of Abbasi.

The examiner admits that Dalstra does not teach that the infrared camera is only sensitive to radiation in the near infra red region, or that the radiation originates from the interior wall of the glass products.

He cites the Abbasi publication for this feature (see the discussion in the first paragraph on page 4 of the action of December 21, 2009). However, not only are these 2 totally independent processes and there is no suggestion to combine one with the other, Abbasi is directed to measuring the surface temperature of work pieces (not necessarily hot glass products) disposed inside a furnace. The examiner is thus arguing that a “unit” in the Abbasi furnace can be a glass product and that, since near infrared radiation essentially originates from the interior of a glass wall (assuming that is the “unit” in Abbasi), the use of the filter in Abbasi eliminates all radiation that does not originate from the interior of the glass wall. There is no discussion in Abbasi concerning use of near infrared radiation to detect defects in the interior of hot glass products. Abbasi only talks about measuring a surface. This feature is clearly set forth in independent claim 13 and thus claim 13, and all claims dependent thereon, are clearly allowable.

The examiner is requested to call the undersigned if he still believes this application is not in condition for allowance. In any event, it is respectfully requested that applicant’s argument in this response be entered into the record for purposes of appeal inasmuch as no new issues have been raised.

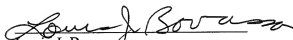
Conclusion

It is respectfully submitted that all of the Examiner's objections have been successfully traversed and that the application is now in order for allowance. Accordingly, reconsideration of the application and allowance thereof is courteously solicited.

The Director is authorized to charge any additional fee(s) or any underpayment of fee(s), or to credit any overpayments to **Deposit Account Number 50-2638**. Please ensure that Attorney Docket Number 072998-012400 is referred to when charging any payments or credits for this case.

Respectfully submitted,

Date: February 22, 2010


Louis J. Bovasso
Reg. No. 24,075

GREENBERG TRAURIG, LLP
2450 Colorado Avenue, Suite 400E
Santa Monica, CA 90404
Phone: (310) 586-7700
Fax: (310) 586-7800
E-mail: laipmail@gtlaw.com
LA 128698892v1